

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MARYLAND**

RUSSELL DAVIDSON,
individually and for the
Use and Benefit of Zurich *
American Insurance Company,

Plaintiff,

v.

Civil No. PJM 05-3082

SCAFFOLD RESOURCE, L.L.C.

and

CHARLES WEISS
& ASSOCIATES, INC. on its
behalf and trading as
SCAFFOLD RESOURCE,

Defendant.

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RULE 111 ORDER

The parties have advised the Court that the above action is settling, including all counterclaims, cross-claims, third-party claims, and attorneys' fees, if any. Accordingly, pursuant to Local Rule 111, it is, this 15th day of August, 2007

ORDERED, that this action is hereby DISMISSED, and each party is to bear its own costs unless otherwise agreed, in which event the costs shall be adjusted between the parties in accordance with their agreement. The entry of this Order is without prejudice to the right of a party to move for good cause within thirty (30) days to reopen this action if settlement is not consummated. If no party moves to reopen, the dismissal shall be with prejudice.

It is further ORDERED, that the Clerk of the Court shall mail copies of this Order to counsel of record.

/s/
PETER J. MESSITTE
UNITED STATES DISTRICT JUDGE